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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

DONALD LEO MELLEIN,

Plaintiff,

v.

**UNITED STATES OF AMERICA;
and Federal Bureau of Investigation
Special Agents LYNNE ZELLHART,
NATHAN CHERNEY, KAARE
MATHISON, ALLEN GROVE,
CHRISTINA CLYBURN, and
BLAIRE FULCHER, in their
individual capacities,**

Defendants.

Case No. 2:23-cv-07970-RGK-MAR

AFFIDAVIT OF SERVICE

Judge: Hon. R. Gary Klausner
Complaint Filed: September 22, 2023
Am. Complaint Filed: Dec. 19, 2023

1 I, Kyndra Griffin, declare and state as follows:

2 1. At the time of service, I was over 18 years of age and not a party to the
3 above-captioned action.

4 2. I am employed by the Institute for Justice in the County of Arlington,
5 State of Virginia. My business address is Institute for Justice, 901 N. Glebe Road,
6 Suite 900, Arlington, VA 22203.

7 3. I hereby certify that I was directed to serve defendants by counsel
8 Joseph Gay, admitted *pro hac vice* into this case, along with Jeffrey Atteberry of
9 the Vora Law Firm, a member of the Bar of this Court with whom my firm is
10 associated with as Local Counsel on this case.

11 4. I further certify that on **Friday, December 22, 2023** I caused to be
12 served by Certified Mail true and correct copies of the following documents on
13 Defendant Nathan Cherney:

14 ECF 45 First Amended Complaint

15 ECF 48 Issued Summons to Nathan Cherney (in their individual capacity)

16 ECF 50 Plaintiff's Notice of Motion for Extension of Time for Service and
17 Memorandum in Support

18 ECF 50-1 Declaration of Joseph Gay in Support of Motion

19 ECF 50-2 Exhibit A to Joseph Gay Declaration

20 ECF 50-3 Proposed Order on Motion for Extension of Time

21 5. I served Defendant by mailing copies of the above documents to the
22 following persons in accordance with Fed. R. Civ. P. 4(i)(3):

23 Nathan Cherney

24 c/o U.S. Attorney General

25 Merrick Garland

26 U.S. Department of Justice

27 950 Pennsylvania Avenue, NW

28 Washington, DC 20530-0001

Nathan Cherney

c/o U.S. Attorney's Office, C.D. of California

Civil Process Clerk

Federal Building

300 North Los Angeles Street, Suite 7516

Los Angeles, California 90012-3341

1 6. I served true and correct copies of the documents listed in para. 4 on
2 the persons and addresses listed in para. 5 via USPS certified mail by placing the
3 documents to be served in sealed and addressed envelopes, postage prepaid, and by
4 personally depositing the envelopes with the U.S. Postal Service Office located in
5 Arlington, VA. I requested personal service of true and correct copies of the
6 documents listed in para. 4 to be delivered to Defendant Nathan Cherney via
7 process server pursuant to Fed. R. Civ. P. 4(e) with proof of service to be filed
8 separately.

9 7. Attached to this affidavit as Exhibit A are true and correct copies of
10 the Certified mail receipts for the above mailings reflecting tracking numbers:
11 9589071052701400878616 (U.S. Attorney General, Merrick Garland) and
12 9589071052701400878623 (U.S. Attorney General for the Central District of
13 California).

14 8. Attached to this affidavit as Exhibit B are the email notifications
15 showing that package 9589071052701400878616 (U.S. Attorney General, Merrick
16 Garland) was delivered via individual pick-up on Tuesday December 26, 2023 and
17 package 9589071052701400878623 (U.S. Attorney General for the Central District
18 of California) was delivered to the front desk, reception area, or mail room on
19 Tuesday December 26, 2023.

20
21 I declare under penalty of perjury under the laws of the United States that the
22 foregoing is true and correct.

23 Executed this 28th day of December, 2023.

24
25 
26 Kyndra Griffin
27
28